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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/821,100	04/07/2004	Zhong Dong	M-15295 US	8965
32605	7590	01/21/2010		
Haynes and Boone, LLP IP Section 2323 Victory Avenue SUITE 700 Dallas, TX 75219			EXAMINER VU, DAVID	
			ART UNIT 2818	PAPER NUMBER
			MAIL DATE 01/21/2010	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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San Jose, CA 95110

In re Application of:
Zhong Dong et al.
Serial No.: 10/821,100
Filed: April 7, 2004
Attorney Docket No.: M-15295 US

DECISION GRANTING
PETITION UNDER
37 CFR 1.181

This decision is in response to the Rule 181 Petition Regarding Nonresponse by Examiner to Applicant's/Appellant's Reply Brief filed June 18, 2008.

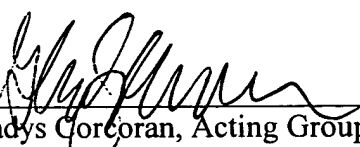
An Examiner's Answer was mailed to the Appellant on February 25, 2008 in response to a Revised Appeal Brief filed December 14, 2007. A Reply Brief was filed on March 20, 2008 in response to the Examiner's Answer of February 25, 2008. A Response to Reply Brief was mailed to the Appellant on April 16, 2008.

Petitioner asserts that in the Response to the Reply Brief, the Examiner failed to respond to section (D.5) of the Reply Brief regarding the Rule 132 declaration and Appellant's argument that in the Examiner's Answer the examiner incorrectly characterized the declaration as signed by an inventor.

The petition is GRANTED.

The Response to the Reply Brief is hereby vacated. The above-identified application is being forwarded to the examiner for response and consideration of the Reply Brief filed March 20, 2008.

Any inquiry regarding this decision should be directed to Steven Loke, Supervisory Patent Examiner, at (571) 272-1657.


Gladys Corcoran, Acting Group Director
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